

Senate Joint Resolution 7 - Introduced

SENATE JOINT RESOLUTION 7

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SENATE JOINT RESOLUTION

1 A Joint Resolution expressing the Iowa General Assembly's
2 refusal to recognize or support any statutes, presidential
3 directives, or other regulations and proclamations which
4 conflict with the Second Amendment of the Constitution of
5 the United States and which are expressly preempted by the
6 rulings of the United States Supreme Court.

7 WHEREAS, the Second Amendment to the Constitution of the
8 United States provides that "A well regulated militia, being
9 necessary to the security of a free state, the right of the
10 people to keep and bear arms, shall not be infringed"; and

11 WHEREAS, the Second Amendment protects the rights of
12 self-defense, defense of others, and defense of the nation; and

13 WHEREAS, it is estimated that more than 70 million people,
14 representing more than half of the households in America, have
15 chosen to lawfully exercise the right to bear arms and defend
16 themselves and their families; and

17 WHEREAS, the vast majority of all lawfully owned firearms in
18 America are not used in crime; and

19 WHEREAS, the United States Supreme Court in District of
20 Columbia v. Heller, 554 U.S. 570 (2008), ruled that the Second
21 Amendment protects an individual's right to keep and bear
22 arms; and

23 WHEREAS, the United States Supreme Court in McDonald v.
24 City of Chicago, 561 U.S. 3025 (2010), ruled that the right of
25 an individual to keep and bear arms protected by the Second
26 Amendment is incorporated by the Due Process Clause of the
27 Fourteenth Amendment to the Constitution of the United States
28 and applies to the states; and

29 WHEREAS, studies by the National Academies of Science

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30 and the Centers for Disease Control have found no persuasive
31 evidence that "gun control" laws actually reduce crime; NOW
32 THEREFORE,
33 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 That the General Assembly of the State of Iowa will uphold
2 the Second Amendment to the Constitution of the United States
3 and will act in conformity with its members' sworn duties as
4 duly elected officials charged with the public trust; and

5 BE IT FURTHER RESOLVED, That the General Assembly of
6 the State of Iowa will not act to enforce any statutes,
7 presidential directives, or other regulations and proclamations
8 which conflict with the Second Amendment to the Constitution
9 of the United States and that are expressly preempted by the
10 rulings of the United States Supreme Court; and

11 BE IT FURTHER RESOLVED, That the Secretary of the Senate
12 shall transmit certified copies of this Joint Resolution to
13 the President of the United States, the Speaker of the United
14 States House of Representatives, the President of the United
15 States Senate, the Majority and Minority Leaders of the United
16 States Senate and the United States House of Representatives,
17 and to each member of Iowa's congressional delegation.

18 EXPLANATION

19 This joint resolution expresses the Iowa General Assembly's
20 refusal to recognize or support any statutes, presidential
21 directives, or other regulations and proclamations which
22 conflict with the Second Amendment to the Constitution of the
23 United States and which are expressly preempted by the rulings
24 of the United States Supreme Court.